

CITY COUNCIL
ATLANTA, GEORGIA

05-0-~~05-R~~-0409

**A RESOLUTION
TO CORRECT RESOLUTION 05-R-0125 IN SECTION 2
CHANGING CENTER NUMBER.**

WHEREAS, Resolution 05-R-0125 (copy attached) was adopted by the City Council on February 7, 2005 and approved by the Mayor on February 14, 2005; and

WHEREAS, said Resolution requires correction of the center number in Section 2; and

WHEREAS, these corrections are necessary to maintain the proper numerical structure in the City's accounting records;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA AS FOLLOWS:

SECTION 1. That Section 2, Resolution 05-R-0125 (copy attached) center T31003 changed to center T31001.

SECTION 2. That all Resolutions or parts of Resolution in conflict herewith be and are repealed.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

**ADOPTED by the Council
APPROVED by the Mayor**

March 7, 2005
March 15, 2005

CITY COUNCIL
ATLANTA, GEORGIA

A RESOLUTION

05-~~R~~-0125

BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

A RESOLUTION AUTHORIZING THE SETTLEMENT OF ALL CLAIMS IN THE CASE OF ANDREW SOLOMON V. CITY OF ATLANTA POLICE OFFICERS EUGENE R. JOHNSON, ANDREW DORSEY AND MICHAEL MOZGAWA, ET AL., UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF GEORGIA, CIVIL ACTION FILE NO. 1:04-CV-0930, IN THE AMOUNT OF \$43,500.00; AUTHORIZING SAID PAYMENT TO BE CHARGED TO AND PAID FROM FUND 1A01 (GENERAL FUND), ACCOUNT 529017 (PROPERTY LIQUIDATION) AND CENTER NUMBER T31003 (NON-DEPARTMENTAL); AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISTRIBUTE THE SETTLEMENT AMOUNT.

WHEREAS, *Andrew Solomon v. City of Atlanta Police Officers Johnson, Dorsey and Mozgawa*, et al. is Section 1983 case in which the Plaintiff, Andrew Solomon, sued the police officers for violation of his 4th, 5th and 14th Amendment rights, State torts, common law assault and battery;

Whereas, Plaintiff contends that during an arrest, one officer punched him in the face with his handcuffs and another officer slammed his head against the hood of the police car;

WHEREAS, Plaintiff suffered permanent injuries to his nose and face;

WHEREAS, Plaintiff pled guilty to two counts of disorderly conduct, one officer was disciplined and reprimanded by APD for violating a work rule;

WHEREAS, the Plaintiff has agreed to \$43,500.00 as full settlement of all claims;
and

WHEREAS, the City Attorney has performed a review of the facts and the law and determined the settlement amount to be in the best interest of the City of Atlanta.

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA hereby resolves
as follows:

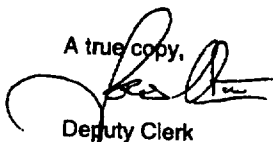
Attachment



SECTION 1. The City of Atlanta is hereby authorized to settle the case of *Andrew Solomon v. City of Atlanta Police Officers Johnson, Dorsey and Mozgawa*, et al. in the amount of Forty Three Thousand Five Hundred Dollars (\$43,500.00).

SECTION 2. That the Chief Financial Officer is authorized to pay to Attorney Chris Jensen on behalf of Plaintiff Andrew Solomon, the sum of \$43,500.00, and to charge such sum to fund 1A01 (general fund), account 529017 (property liquidation) and center number T31003 (non-departmental); authorizing the chief financial officer to distribute the settlement amount to **Account No. 529017.**

A true copy.


Deputy Clerk

ADOPTED by the Council
APPROVED by the Mayor

February 7, 2005
February 14, 2005

attachment

<p style="text-align: center;">05-<i>R</i>-0125 (Do Not Write Above This Line)</p> <p>A RESOLUTION</p> <p>BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE</p> <p>A... RESOLUTION AUTHORIZING THE SETTLEMENT OF ALL CLAIMS IN THE CASE OF ANDREW SOLOMON V. THE CITY OF ATLANTA POLICE OFFICERS EUGENE R. JOHNSON, ANDREW DORSEY AND MICHAEL MOZGAWA, ET AL., UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF GEORGIA, CIVIL ACTION FILE NO. 1:04-CV-0930, IN THE AMOUNT OF \$43,500.00; AUTHORIZING SAID PAYMENT TO BE CHARGED TO AND PAID FROM FUND 1A01 (GENERAL FUND), ACCOUNT 529017 (PROPERTY LIQUIDATION) AND CENTER NUMBER 131003 (NON-DEPARTMENTAL); AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISTRIBUTE THE SETTLEMENT AMOUNT.</p> <p style="text-align: right;">JERRY L. DELOACH DEPUTY CITY ATTORNEY</p>	<p>Committee _____ Date _____ Chair _____ Referred To _____</p> <p>Committee _____ Date <u>2/1/05</u> Chair <u>[Signature]</u> Action <u>Fav, Adv, Hold (see rev. side)</u> Other _____</p> <p>Members <u>[Signature]</u> <u>C. T. Martin</u> <u>[Signature]</u> <u>[Signature]</u> <u>[Signature]</u></p> <p>Refer To _____</p>	<p>Committee _____ Date _____ Chair _____ Action _____ Fav, Adv, Hold (see rev. side) _____ Other _____</p> <p>Members _____</p> <p>Refer To _____</p>	<p>Committee _____ Date _____ Chair _____ Action _____ Fav, Adv, Hold (see rev. side) _____ Other _____</p> <p>Members _____</p> <p>Refer To _____</p>	<p>Committee _____ Date _____ Chair _____ Action _____ Fav, Adv, Hold (see rev. side) _____ Other _____</p> <p>Members _____</p> <p>Refer To _____</p>	<p>FINAL COUNCIL ACTION <input type="checkbox"/> 2nd <input type="checkbox"/> 1st & 2nd <input type="checkbox"/> 3rd Readings <input checked="" type="checkbox"/> Consent <input type="checkbox"/> V Vote <input checked="" type="checkbox"/> RC Vote</p> <p style="text-align: center;">CERTIFIED FEB 07 2005</p> <p style="text-align: center;">CERTIFIED FEB 07 2005 <i>[Signature]</i> MUNICIPAL CLERK</p> <p style="text-align: center;">MAYOR'S ACTION <i>[Signature]</i></p>
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Attachment

RCS# 6440
2/07/05
2:34 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PG(S) 3-16 EXCEPT 05-R-0109
05-R-0126
ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 4
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	NV Martin	Y Norwood
Y Young	NV Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	NV Sheperd	NV Borders

CONSENT I

attachment

RCS# 6520
3/07/05
1:38 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PGS 4-15

ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 3

Y Smith	Y Archibong	Y Moore	Y Mitchell
B Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	B Willis
B Winslow	Y Muller	Y Sheperd	NV Borders

CONSENT I

(Do Not Write Above 0409)

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(copy attached) center T31003 changed to center T31001.

SECTION 2. That all Resolutions or parts of
Resolution in conflict herewith be and are repealed.

Jerry L. Deloach
Deputy City Attorney

ADOPTED BY

MAR 07 2005

COUNCIL

- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☐ PERSONAL PAPER REFER

Date Referred

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair Wesley
Referred To _____

PSLA Committee

3/1/05 Date

Vice Chair Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Refer To

Refer To

FINAL COUNCIL ACTION

- ☐ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☒ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

MAR 07 2005

CERTIFIED
MAR 07 2005
JERRY L. DELOACH
Deputy City Attorney

MAYOR'S ACTION

Wesley